

AR
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Dean Kamen, Robert R. Ambrogi, J. Douglas Field, John D. Heinzmann, Richard Kurt Heinzmann, and Christopher C. Langenfeld

Application No.: 10/617,608
Filed: July 11, 2003
For: Motion Control of a Transporter

Group No.: 3611
Examiner: Luby, M.



RESPONSE UNDER
37 C.F.R. § 1.116
EXPEDITED PROCEDURE
EXAMINING GROUP
3611

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

AMENDMENT OR RESPONSE AFTER FINAL REJECTION--TRANSMITTAL

1. Transmitted herewith is an amendment after final rejection (37 C.F.R. 1.116) for this application.

STATUS

2. Applicant is other than a small entity.

CERTIFICATION UNDER 37 C.F.R. §§ 1.8(a) and 1.10*

(When using Express Mail, the Express Mail label number is **mandatory**;
Express Mail certification is optional.)

I hereby certify that, on the date shown below, this correspondence is being:

MAILING

[X] deposited with the United States Postal Service in an envelope addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

37 C.F.R. § 1.8(a)

[X] with sufficient postage as first class mail.

37 C.F.R. § 1.10*

☐ as "Express Mail Post Office to Addressee"

Mailing Label No. _____ (mandatory)

TRANSMISSION

☐ facsimile transmitted to the Patent and Trademark Office, (703) _____

Signature

Date: November 15, 2005

Alexander J. Smolenski

(type or print name of person certifying)

* Only the date of filing (§ 1.6) will be the date used in a patent term adjustment calculation, although the date on any certificate of mailing or transmission under § 1.8 continues to be taken into account in determining timeliness. See § 1.703(f). Consider "Express Mail Post Office to Addressee" (§ 1.10) or facsimile transmission (§ 1.6(d)) for the reply to be accorded the earliest possible filing date for patent term adjustment calculations.

EXTENSION OF TERM

3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

FEE FOR CLAIMS

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

	(Col.1)		(Col. 2)	(Col. 3)	OTHER THAN SMALL ENTITY				
	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NO PREVIOUSLY PAID FOR	PRESENT EXTRA		RATE		ADDIT. FEE	
TOTAL	6	MINUS	33	= 0	x	\$ 50.00	=	\$	0.00
INDEP	1	MINUS	4	= 0	x	\$ 200.00	=	\$	0.00
FIRST PRESENTATION OF MULTIPLE DEPENDENT CLAIM					+	\$ 0.00	=	\$	0.00
TOTAL								\$	0.00
ADDIT. FEE									

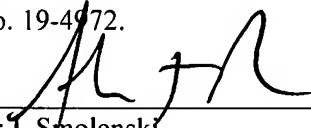
No additional fee for claims is required.

FEE DEFICIENCY

5. If any extension and/or fee is required, charge Account No. 19-4972.

If any fee for claims is required, charge Account No. 19-4972.

Date: November 15, 2005



Alexander J. Smolenski
Registration No. 47,953
BROMBERG & SUNSTEIN LLP
125 Summer Street
Boston, MA 02110-1618
U.S.
617-443-9292
Customer No. 002101

01062/00D67 445872.1



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:	Kamen et al.	Att'y Docket:	1062/D67
Serial No:	10/617,608	Confirmation No.:	2907
Date Filed:	July 11, 2003	Art Unit:	3611
Customer No.:	02101	Examiner:	Luby, M.
Invention:	Motion Control for a Transporter		

Certificate of Mailing

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to Mail Stop AF, Commissioner for Patents, PO Box 1450, Alexandria, VA 22313-1450 on November 15, 2005.


Alexander J. Smolenski, Jr.

Mail Stop AF
Commissioner for Patents
PO Box 1450
Alexandria, VA 22313-1450

AMENDMENT UNDER 37 C.F.R. §1.116-EXPEDITED PROCEDURE

EXAMINING GROUP 3611

Dear Sir:

In response to the final office action dated August 25, 2005, Applicants submit the following amendment in order to place the pending claims in condition for allowance or in better form for consideration on appeal.

Amendments to the Claims are reflected in the listing of claims which begin on page 2 of this paper.

Remarks begin on page 4 of this paper.